1 2 3	GREGORY A. BROWER United States Attorney District of Nevada 100 West Liberty Street, Suite 600 Reno, Nevada 89501		
4	VIRGINIA CRONAN LOWE Trial Attorney, Tax Division	Electronically Filed	
5	U.S. Department of Justice P.O. Box 683		
6 7	Ben Franklin Station Washington, D.C. 20044-0683 Telephone: (202) 307-6484		
8	email: virginiacronan.lowe@usdoj.gov		
9	Attorneys for the United States of America		
	IN THE UNITED STAT	TES DISTRICT COURT	
10	FOR THE DISTR	ICT OF NEVADA	
11	BRETT W. & MERRY C. OGILVIE,	)	
12	Plaintiffs,	) )	
13	v.	) ) Civil No.	
14	CARRON COBB, MANAGER, U.S. BANK,	) ) UNITED STATES'	
15	KLAICH ANIMAL HOSPITAL, LTD, LORI HARRIS, REVENUE OFFICER,	) <u>NOTICE OF REMOVAL</u> )	
16 17	DOUGLAS SHULMAN, I.R.S. COMMISSIONER, CHRIS WAGNER, DEPUTY COMMISSIONER, KATHERINE WELLSLEY, MANAGER,	) )	
	ROBERT (BOB) CAREY, TERRITORY	, )	
18	MANAGER, HARRY MANKA, DIRECTOR, DAVID ALITO, COLLECTIONS DIRECTOR,	)	
19	MS. BROGAN, ID #16-02444, SR. DISCLOSURE SPECIALIST, and C.J. MILLS, DISCLOSURE	) )	
20	MANAGER.	) )	
21	Defendants.		
22	The federal defendants, by and through their undersigned attorneys, hereby remove the above-		
23	captioned action to the United States District Court for the District of Nevada, pursuant to 28 U.S.C. §§ 1441		
24	and 1442.	r the District of Nevada, parsuance 20 0.5.0. 33 1111	
25			
26	The basis for removal is as follows:		
27	1. The United States is in receipt of a docume	ent entitled "MONITORY SUIT" filed by plaintiffs in	
28	the above-captioned action now proceeding in the Sec	cond Judicial District Court, Washoe County, Nevada. 3295148.1	
	•		

## Case 3:08-cv-00269-RCJ-RAM Document 1 Filed 05/21/08 Page 2 of 3

1	2. This action is one that may be removed
2	against officers of the United States and the federa
3	the doctrine of sovereign immunity and the Anti-I
4	a copy of the complaint (with social security num
5	3. This action is being removed within thir
6	complaint. Thus, the requirements of 28 U.S.C. §
7	4. This action may be removed to this Cou
8	§ 2408 because the United States is initiating such
9	Respectfully submitted this 21st day of Ma
10	
11	
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	

23

24

25

26

27

28

d pursuant to §§ 1442(a)(1) in that it is an action brought al defendants may assert colorable federal defenses under Injunction Act (I.R.C. § 7421). Attached as Exhibit A is bers redacted).

- rty (30) days of the United States' receipt of a copy of the 1446 are satisfied.
- urt without bond by virtue of the provisions of 28 U.S.C. h removal.

ay, 2008.

GREGORY A. BROWER United States Attorney

/s/ Virginia Cronan Lowe VIRGINIA CRONAN LOWE Trial Attorney, Tax Division U.S. Department of Justice Post Office Box 683 Ben Franklin Station Washington, D.C. 20044 Telephone: (202) 307-6484

- 2 -3295148.1

	ll
1	CERTIFICATE OF SERVICE
2	IT IS HEREBY CERTIFIED that service of the foregoing UNITED STATES' NOTICE OF
3	REMOVAL has been made this 21st day of May, 2008, by depositing a copy thereof in the United
4	States Mail in a postage prepaid envelope addressed to:
5	
6	Brett W. & Merry C. Ogilvie 2530 Sunline Drive
7	Reno, Nevada 89523
8	Klaich Animal Hospital, LTD 1990 South Virginia Street
9	Reno, Nevada 89502
10	Carron Cobb Garnishment/Levy/Child Support Lien Dept.
11	CH-OH-L2GT P.O. Box 5220
12	Cincinnati, Ohio 45201
13	
14	<u>/s/ Virginia Cronan Lowe</u> VIRGINIA CRONAN LOWE
15	Trial Attorney, Tax Division U.S. Department of Justice
16	
17	
18	
19	
20	
21	
22	
23	
24	
25	
26	
27	

- 3 - 3295148.1

28